

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

LEIBYS MERCEDES,

Plaintiff,

-against-

CITY OF NEW YORK; BOUROUGH OF THE BRONX;  
NYPD OFFICER JULIO ARIAS; NYPD SGT. OMAR  
PERES; CARMEN TORRES; PATRICK CURRAN;  
FERDINAND RIVERA; JUSTIN DELMONICO; BRENDAN  
GALLAGER; JANE AND JOHN DOES, INCLUSIVE, ALL  
IN BOTH THEIR OFFICIAL AND INDIVIDUAL  
CAPACITIES, ALL UNKNOWN ENTITIES, JOINTLY AND  
SEVERALLY,

Defendants.

18-CV-4523 (CM)

ORDER OF DISMISSAL

COLLEEN McMAHON, Chief United States District Judge:

By order dated July 18, 2018, the Court directed Plaintiff to file an amended complaint within sixty days. That order specified that failure to comply would result in dismissal of the complaint. Plaintiff has not filed an amended complaint. Accordingly, the complaint, filed *in forma pauperis* pursuant to 28 U.S.C. § 1915(a)(1), is dismissed under 28 U.S.C.

§ 1915(e)(2)(B)(ii). The Clerk of Court is directed to mail a copy of this order to Plaintiff and note service on the docket. The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. *Cf. Coppedge v. United States*, 369 U.S. 438, 444-45 (1962) (holding that an appellant demonstrates good faith when he seeks review of a nonfrivolous issue).

SO ORDERED.

Dated: September 26, 2018  
New York, New York



COLLEEN McMAHON  
Chief United States District Judge